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PART II.

JUDICIAL DEPARTMENT.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

CRIMINAL SIDE.

Rule of Practice No. 85, dated 27th March 1913.

Under Section 554 of the Code of Criminal Procedure, and with the previous sanction of Government, the Chief Court has framed and issues the following rules regulating the grant of copies and the appointment of copyists in Criminal Courts in supersession of the rules contained in Rules of Practice Nos. 18 and 21, dated 17th December 1879 and 22nd June 1880 respectively.

1. Every application for a copy shall be made to the Court in which the record containing the document is and it shall be presented by the applicant in person or by his pleader or by his pleader's registered gumasta, to the Head Ministerial Officer or such other officer as the Court may appoint for this purpose, between the hours of 11 A.M. and 5 P.M. Every application shall set forth (a) the name of the applicant and his position (if any) in the case or proceeding; and (b) the description of the document of which a copy is required.

2. Parties to a case are entitled at any stage of the proceedings to obtain copies of the record of the case including exhibits which have been admitted in evidence.

3. As soon as an application is admitted it shall be entered in the register of applications for copies and the applicant shall be informed as soon as practicable of the number of copying sheets required for the copy. He shall also be informed that the preparation of the copy will not be commenced until he has supplied in full the number of copying sheets stated to be required.

4. All copies other than those which are granted free of cost shall be made on impressed and ruled sheets of the value of 2 annas each. Each sheet contains sixteen lines on which copying is to be done. The exact number of words on each line is immaterial provided that the total on each sheet does not exceed 100 English or 150 Vernacular words and that as many two anna sheets are used (and no more) as are necessary to complete the copy at the above rate. Five figures will be regarded as equivalent to one word.

5. On each copying sheet used four pies represent the payment to the Government on account of the cost of paper, cost of printing and the commission to the stamp vendors, etc., the remaining one anna eight pies represent the earnings of the copyist and examiner, the former receiving 1 anna 4 pies and the latter four pies. When the copy is ready, the upper part of each stamp must be torn off each sheet along the perforated line and then signed by the copyists and examiner and kept till the end of the month.

6. The accounts of the copyists and examiners will be made up monthly, and the amounts due to each will be drawn by the Court, on bills in the form prescribed by the Comptroller, giving the following particulars, *viz.*, the names of parties, the name of each copyist and examiner, the number of sheets copied or examined by each and the amounts claimed.

The amounts claimed should be taken from the stamp slips which should be defaced and attached to the bill.

7. At the close of each day all records and all undelivered copies and unused copying sheets shall be taken back from the copyists and secured for the night by the Head Ministerial Officer in the superior Courts and by the Judicial Munshi in the Amildar Magistrate's Courts. Unused stamp papers relating to finished copies, as well as all finished copies shall be retained by such officer till they are required for delivery to the parties.

8. No application for copy shall be considered effectual until the Court fees, if any, required by law as chargeable on the said copy, have been paid. The copy shall be prepared immediately on the passing, by the Court, of the order for grant of copy.

9. When a copy is ready it shall before delivery be certified and sealed in the manner prescribed by Section 76 of the Evidence Act. Unused copying sheets, if any, should not be retained in the office but should be attached to the copy for the preparation of which they were furnished and should be returned to the applicant together with the copy.

10. Every copy shall bear an endorsement showing the following particulars:—

- (1) Copy applied for on the.....
- (2) Copying sheets supplied on the.....
- (3) Copy ready on the.....
- (4) Copy delivered on the.....
- (5) Copied by.....
- (6) Examined by.....

The dates referred to in this rule shall be expressed in figures not in words and all corrections shall be properly attested. When certifying a copy, the certifying officer shall satisfy himself that these entries have been correctly made.

11. In case any applicant shall desire to have his copy sent to him by post the copy can be forwarded by registered packet, if the required charges are available, otherwise by post bearing. In every such case 'copy posted' shall be substituted for 'copy delivered' on the endorsement referred to in the above rule and in columns 8 and 9 of the Register of Applications for copies the date of despatch will be entered and the signature of the despatching clerk taken.

12. The Court shall examine the entries made in the register of copy applications on some fixed day in each month, and shall satisfy itself that applications for copies are complied with without any undue delay and that the copying work is so distributed as to ensure, as far as possible, an equal income to all the copyists.

13. The Court is to license as many copyists as may be required for the purpose of supplying all the applicants with copies without inconvenient delay, and no one but a licensed copyist is to be employed in the preparation of copies.

The duty of examining copies should be entrusted to the Head Clerk or Sheristadar in the superior Courts, and to the munshi in the Amildars' Courts, but the Court may make any other suitable arrangement except that the copyists will not be allowed to examine for each other.

14. When any copies or unused copying sheets are not claimed within twelve months

shall be destroyed by or in the presence of the Magistrate, a note to that effect being made in the register of applications for copies.

Register of applications for copies.

Serial No.	Date of application	Name of applicant	Description of document of which copy is applied for	Date and number of copying sheets supplied	Date on which copy was ready	Cost of preparing copy	Date of delivery or despatch by post to applicant	Signature of applicant or despatching clerk	Unexpended balance of copying sheets		
									Number	Date of final disposal	
										By refund to applicant	Destroyed
1	2	3	4	5	6	7	8	9	10	11	12

CRIMINAL SIDE.

Addendum et Corrigendum dated 28th March 1913, to Rule of Practice No. 83, dated 1st September 1909.

The Chief Court directs that in the form of Calendar appended to the said rule, the words "as well as the particulars of previous conviction" in item 3 of 'Instructions' be deleted, and that the following be added at the end of item No. 5.

"N. B.—In case of a conviction, particulars of previous convictions, if any, proved at the trial, should also be noted."

V. A. RAJARATNA MUDALIAR,
Registrar.

MYSORE DISTRICT.

Notice dated 12th March 1913.

Notice is hereby given, under Section 523 of the Criminal Procedure Code, that the marginally noted property found with the deceased Bhavane in the General Hospital, Mysore, and produced before the Court by the City Police, Mysore, as unclaimed with Mal Form No. 40, dated 6th March 1913, will be at the disposal of Government, if no claimant thereto appears before this Court to establish the claim before six months from this date.

	Rs.	a.	p.
Old chambu	...	0	5 0
Do kambali	...	0	6 0
Do petta	...	0	4 0
Do panche	...	0	2 0
Do coat	...	0	3 0

S. VENKATARAMAM,
City Magistrate.

FRENCH ROCKS CIRCLE.

Notice dated March 1913.

A sum of Rs. 11-0-1, being the amount of pay due to the constables of the French Rocks Circle as noted hereunder remains unclaimed in this office since July 1909. If the persons concerned or their legal heirs do not claim the amounts within one month from this date, the same will be credited to Government.

Name and rank.	Amount.		
	Rs.	a.	p.
Madaiya, II Class Constable, No: 69	4	7 5
Venkata, II Class Constable, No. 262...	...	1	10 2
Mutha, II Class Constable, No. 71	4	1 0
Hanuma, II Class Constable, No. 151	0	13 6

S. ABDUL WAJID,
Superintendent of Police.